

AMENDED

Serial No.

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... JUL 31 1961
Returned to applicant for correction..... MAY 7 1962
Corrected application filed..... JUL 9 1962
Map filed..... JUL 9 1962

The applicant..... L. S. Day, Inc.
of..... Smith....., County of..... Lyon.....,
State of..... Nevada....., hereby make.... application for permission to appropriate the public
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.)..... September 16, 1954, Carson City,
Nevada.

1. The source of the proposed appropriation is..... Garden Creek
Name of stream, lake or other source.
2. The amount of water applied for is..... 1.50.....second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet.....acre-feet
3. The water to be used for..... Irrigation and domestic
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
(a) Irrigation (state number of acres to be irrigated)..... 160
(b) Stockwater (state number and kinds of animals to be watered).....
(c) Other use (describe fully under "No. 11. Remarks").....
(d) Power:
(1) Horsepower developed.....
(2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point:..... in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ section 25,
T. 9 N., R. 24 E., M.D.B.&M., from which the northwest corner of said
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
section 25, bears N. 37° 32' W., 1060.00 feet.
It should be stated.
6. Place of use..... Portions of NW $\frac{1}{4}$ NW $\frac{1}{4}$ section 25; SW $\frac{1}{4}$ SW $\frac{1}{4}$ section 24; and
Describe by legal subdivision, if on unsurveyed land it should be so stated.
the E $\frac{1}{2}$ SE $\frac{1}{4}$ section 23, all in T. 9 N., R. 24 E., M.D.B.&M.
7. Use will begin about..... January 1st.....and end about..... December 31st....., of each year.
Month Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans
and specifications of your diversion or storage works.)..... Diversion by ditches from the
creek below the spring.
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$1,000.00
10. Estimated time required to construct works.....5 years
11. Remarks.....
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Applicant.....L. S. Day, Inc.
By.....s/ Walter G. Reid
State Water Rights Surveyor
Compared.....hs/lb.....hs/ns

.....APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

.....This permit is issued subject to all existing rights on the
.....source. A substantial headgate and measuring device must be in-
.....stalled and maintained to facilitate the measurement and control
.....of water. The State retains the right to regulate the use of the
.....water herein granted at any and all times.
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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....1.50.....cubic feet per second, or a yearly duty of
.....4.0 acre-feet per acre of land irrigated.
.....

Actual construction work shall begin on or before.....December 24, 1963
Proof of commencement of work shall be filed before.....January 24, 1964
Work must be prosecuted with reasonable diligence and be completed on or before.....December 24, 1964
Proof of completion of work shall be filed before.....January 24, 1965
Application of water to beneficial use shall be made on or before.....December 24, 1966
Proof of the application of water to beneficial use shall be filed on or before.....January 24, 1967
Map in support of proof of beneficial use shall be filed on or before.....January 24, 1967

Commencement of work filed.....Jan. 15, 1964
Completion of work filed.....DEC 23 1965
Proof of beneficial use filed.....FEB 4, 1969
Cultural map filed.....Jan 29, 1969
Certificate No. 6977 Issued 4-10-69
Recorded 4-17-69 Bk 1 Page 324
L. G. A. N. County Recorder
218 (Rev.)

WITNESS MY HAND AND SEAL this.....24th.....day
of.....June....., 1963
.....ELMO J. DeRICCO
State Engineer
By.....
Assistant State Engineer